
SUBORDINATE
LEGISLATION

**THE NATIONAL HEALTH SERVICE
(WALES) ACT 2006**

2007 No.47

**The Primary Dental Services
(Miscellaneous Amendments
Relating to Finance) (Wales)
Directions 2007**

Made 23 October 2007

Coming into force 1 November 2007

The Welsh Ministers make the following Directions in exercise of the powers conferred by sections 60, 66(4) and (5), 203(9) and (10) and 204(1) and (3) of the National Health Service (Wales) Act 2006⁽¹⁾.

In accordance with section 60(4) of the National Health Service (Wales) Act 2006, the Welsh Ministers have consulted both with the bodies appearing to them to be representative of persons to whose remuneration these Directions relate and with such other persons as they think appropriate.

Title, commencement, taking effect and application

1.—(1) The title of these Directions is the Primary Dental Services (Miscellaneous Amendments Relating to Finance) (Wales) Directions 2007.

(2) These Directions come into force on 1 November 2007 but the amendments to GDS SFE and PDS SFE set out in these Directions have effect from 1 April 2007.

(3) These Directions apply in relation to Wales.

Interpretation

2. In these Directions—

(1) 2006 c.42.

“GDS SFE” means the directions set out in the Statement of Financial Entitlements made under sections 28N and 126(4) of the National Health Act 1977(1) on 31 March 2006 in respect of payments under general dental services contracts; and

“PDS SFE” means the directions set out in the Statement of Financial Entitlements made under section 28E(3A) and 126(4) of the National Health Service Act 1977(2) on 31 March 2006 in respect of payments under section 28C arrangements for the provision of primary dental services (other than section 28C arrangements under which a Local Health Board or a NHS trust is the provider of the primary dental services).

Amendment of the GDS SFE

3.—(1) The GDS SFE is amended in accordance with this direction.

(2) In direction 2 (which relates to the extent and entry into force of the SFE), at the end add “The directions given in this SFE were further amended, with effect from 1 April 2007, by direction 3 of the Primary Dental Services (Miscellaneous Amendments Relating to Finance) (Wales) Directions 2007.”.

(3) Immediately below the end of paragraph 2.16, insert a new heading—

“2007/8 Adjustment”.

(4) At the beginning of paragraph 2.17 insert—

“The Monthly ACVPs of any contractor entitled to payments based on a CACV, pursuant to paragraph 2.15, is to be uprated by 3% from 1 April 2007 which is the value of the uprating adjustment for the financial year 2007 to 2008 (“2007/8 Adjustment”).”.

(5) In the footnote which relates to the reference to “Monthly Seniority Payments payable under that agreement” in paragraph 4.13 (deductions in respect of employee’s superannuation contributions) for the words “financial year 2006 to 2007” there is substituted “financial year 2007 to 2008”.

(1) 1977 c.49. With effect from 1 March 2007, section 28N and 126(4) were repealed by section 6 of, and Schedule 4 to, the National Health Service (Consequential Provisions) Act 2006 (c.43) (“Consequential Provisions Act”) and consolidated in the National Health Service (Wales) Act 2006 (“the 2006 Act”). The Directions made on the 31 March 2006 were amended by the Primary Dental Services (Miscellaneous Amendments Relating to Finance) (Wales) Directions 2006 which were signed on 27 April 2006.

(2) With effect from 1 March 2007, sections 28C and 28E(3A) were repealed by section 6 of, and Schedule 4 to, the Consequential Provisions Act and consolidated in the 2006 Act. The Directions made on 31 March 2006 were amended by the Primary Dental Services (Miscellaneous Amendments Relating to Finance) (Wales) Directions 2006 which were signed on 27 April 2006.

(6) In sub-paragraph (c) of paragraph 7.3 (eligibility criteria for seniority payments) for the sum “£625” substitute “£638”.

(7) In paragraphs 7.6 and 7.7 (maximum amount of monthly seniority payments), in each place the sum “£625” occurs substitute “£638”.

(8) In paragraph 7.8 (percentage calculation of monthly seniority payments) for the sum—

- (a) “£375” substitute “£383”;
- (b) “£187.50” substitute “£191”; and
- (c) “£62.50” substitute “£64”.

(9) In paragraph 8.2(c) (eligibility for vocational training payments) and paragraph 8.4(c) (applications for vocational training payments), for “£2,466.15” substitute “£2,540.13”.

(10) In paragraph 8.5 (vocational training payments to be made) —

- (a) in sub-paragraph (a) for “£809.11” substitute “£833.38”
- (b) in sub-paragraph (b) for “£2,466.15 per month” substitute “£2,540.13 per month or that amount pro rata if the Vocational Trainee is part-time” ; and
- (c) in sub-paragraph (d) for “£4,533.12” substitute “£4,689.71”.

(11) In paragraph 9.14(c) (conditions attached to parental leave payments) for the words “at least” substitute “an amount equivalent to”.

(12) In paragraph 11.4(b) (applications for reimbursement of non-domestic rates), in paragraph (ii)—

- (a) for the word “unless” substitute “together with the Demand Notice specifying the monthly instalments due; and where”; and
- (b) delete the words “in which case”.

Amendment of the PDS SFE

4.—(1) The PDS SFE is amended in accordance with this direction.

(2) In direction 2 (which relates to the extent and entry into force of the SFE), at the end add “The directions given in this SFE were further amended, with effect from 1 April 2007, by direction 4 of the Primary Dental Services (Miscellaneous Amendments Relating to Finance) (Wales) Directions 2007.”.

(3) Immediately below the end of paragraph 2.16, insert a new heading—

“2007/8 Adjustment”

(4) At the beginning of paragraph 2.17 insert—

“The Monthly AAVPs of any contractor entitled to payments based on a CAAV, pursuant to paragraph 2.15, is to be uprated by 3% from 1 April 2007 which is the value of the uprating adjustment for the financial year 2007 to 2008 (“2007/8 Adjustment”).”

(5) In the footnote which relates to the reference to “Monthly Seniority Payments payable under that agreement” in paragraph 4.13 (deductions in respect of employee’s superannuation contributions) for the words “financial year 2006 to 2007” there is substituted “financial year 2007 to 2008”.

(6) In sub-paragraph (c) of paragraph 6.3 (eligibility criteria for seniority payments) for the sum “£625” substitute “£638”.

(7) In paragraphs 6.6 and 6.7 (maximum amount of monthly seniority payments), in each place the sum “£625” occurs substitute “£638”.

(8) In paragraph 6.8 (percentage calculation of monthly seniority payments) for the sum—

- (a) “£375” substitute “£383”;
- (b) “£187.50” substitute “£191”; and
- (c) “£62.50” substitute “£64”.

(9) In paragraph 7.2(c) (eligibility for vocational training payments) and paragraph 7.4(c) (applications for vocational training payments), for “£2,466.15” substitute “£2,540.13”.

(10) In paragraph 7.5 (vocational training payments to be made)—

- (a) in sub-paragraph (a) for “£809.11” substitute “£833.38”;
- (b) in sub-paragraph (b) for the words “£2,466.15 per month” substitute “£2,540.13 per month or that amount pro rata if the Vocational trainee is part-time”; and
- (c) in sub-paragraph (d) for “£4,533.12” substitute “£4,689.71”.

(11) In paragraph 8.14(c) (conditions attached to parental leave payments) for the words “at least” substitute “an amount equivalent to”.

(12) In paragraph 10.4(b) (applications for reimbursement of non-domestic rates), in paragraph (ii)—

- (a) for the word “unless” substitute “together with the Demand Notice specifying the monthly instalments due; and where”; and
- (b) delete the words “in which case”.

Edwina Hart
Minister for Health and Social Services
One of the Welsh Ministers

Date 23 October 2007